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## IN THE CAUSED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Robert F. Terry

Serial No. 09/827,451

Filed:

April 6, 2001

Title: System and Method for Real Time Monitoring and Control of a Computer Machine Environment and Configuration

Profile

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**Technology** Center 2100

Examiner: not yet known

Art Unit: 2133

Atty. Dkt. No.: 10007.000110

Commissioner of Patents Washington, DC 20231

## INFORMATION DISCLOSURE STATEMENT

Under 37 C.F.R. §1.56 and §§1.97-98

Sir:

Pursuant to the provisions of 37 CFR 1.56 and §§1.97-98, enclosed herewith is form PTO/SB/08 (substitute for form 1449A/PTO) listing references which may be material to the examination of this application, and with respect to which there may be a duty to disclose. The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

A copy of each listed reference is enclosed herewith, unless no such copy is required pursuant to 37 CFR § 1.98(d).

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the

references cited therein are hereby listed but are not required to be provided in this application under 37 CFR § 1.98(d).

Pursuant to 37 CFR  $\S1.97$ , this Information Disclosure Statement is being submitted under the section indicated below.

$\boxtimes$	37 CFR §1.97(b).
	37 CFR §1.97(c). If so, then either:  Applicant certifies pursuant to 37 CFR § 1.97(e) that either:  each item of information contained in this Information  Disclosure Statement was cited in a communication from a  foreign patent office in a counterpart foreign application not  more than three months prior to the filing of this Statement; OR  no item of information contained in this Information Disclosure  Statement was cited in a communication from a foreign patent  office in a counterpart foreign application or, to the knowledge  of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR  § 1.56 (c) more than three months prior to the filing of this  Statement.
	OR Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).
	37 CFR § 1.97(d). If so, then both:  □ Applicant certifies pursuant to 37 CFR § 1.97(e) that either:  □ each item of information contained in this Information  Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more that three months prior to the filing of this Statement; OR no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement.
	AND  Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).

Consideration of the listed references and favorable action are respectfully solicited.

Respectfully submitted,

Robert F. Terry

Dated: February 25, 2002

Arnold M. deGuzman

Amoid M. deGuzman
Attorney For Applicant(s)

Reg. No. 39,955

DEGUZMAN OKAMOTO & BENEDICTO LLP

P.O. Box 51900 Palo Alto, CA. 94303

Tel.: (650) 691-2030 Fax: (650) 691-2032

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Attorney Docket Number

		-		U.S. PATENT DOCUM	MENTS	
		U.S. Patent Doc	ument	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant
Examiner Initials *	Cite No.1	Number Kind Code <sup>2</sup> (if known)				Passages or Relevant Figures Appear
	AA	6,032,201	B1	Tillery Jr., et al.	February 29, 2000	
	BB	5,790,397	B1	Bissett, et al.	August 4, 1998	
	СС	5,903,778	B1	Chang	May 11, 1999	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark hee if English language Translation is attached.

PTO/SB/08A (08-00)

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				Group Art Unit	2133	
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Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T t
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Amold M. deGuzman

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	ENCLOSURES (check all that apply)							
Fee Transmittal F	- Form	Assignment Papers (for an Application)		After Allowance Communication to Group				
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